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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

COMMISSIONERS

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MIKE GLEASON, Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
KRISTIN K. MAYES
GARY PIERCE

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

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IN THE MATTER OF THE APPLICATION OF
KINGS RANCH UNIT II TREATMENT PLANT
FOR APPROVAL TO SELL ITS ASSETS AND
TO CANCEL ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY.

DOCKET NO. SW-02573A-07-0650

IN THE MATTER OF THE ESTABLISHMENT
OF THE KINGS RANCH UNIT II DOMESTIC
WASTEWATER IMPROVEMENT DISTRICT.

DOCKET NO. SW-20492A-06-0766

PROCEDURAL ORDER**BY THE COMMISSION:**

On December 8, 2006, Docket No. SW-20492A-06-0766 was opened by the Arizona Corporation Commission ("Commission") *In the Matter of the Establishment of the Kings Ranch Unit 2 Domestic Wastewater Improvement District.*

On December 13, 2006, the Yavapai County Board of Supervisors filed an Order of Establishment for the Kings Ranch Unit 2 Wastewater Improvement District ("District"), located in Black Canyon City, Arizona.

On November 6, 2007, Kings Ranch Unit II Treatment Plant ("Kings Ranch") filed with the Commission in Docket No. SW-02573A-07-0650 ("Asset Sale Case") an application for approval to sell its assets to the District and to cancel its Certificate of Convenience and Necessity ("CC&N") to provide wastewater treatment service.

On December 13, 2007, Kings Ranch filed an Affidavit of Publication.

On December 14, 2007, the Commission's Utilities Division ("Staff") filed a Sufficiency Letter in Docket No. SW-02573A-07-0650 indicating that the application met the sufficiency requirements as outlined in the Arizona Administrative Code ("A.A.C.").

On December 19, 2007, a Procedural Order was issued scheduling a hearing for February 4, 2008, in the Asset Sale Case, ordering Kings Ranch to mail notice to property owners and publish

1 notice of the hearing, and establishing other procedural filing dates.

2 On December 21, 2007, Staff filed a Motion to Extend Time to file its Staff Report until
3 February 7, 2008, to change the due dates for intervention and other procedural deadlines, and to
4 reschedule the hearing for March 13, 2008. Staff's Motion indicated that Kings Ranch is agreeable to
5 the requested extension.

6 On December 21, 2007, Staff filed a Motion to Consolidate the above-captioned dockets,
7 pursuant to A.A.C. R14-3-109(H). Staff states that, because the District is the purchaser of the Kings
8 Ranch assets, the issues in both dockets are substantially related and no parties' rights will be
9 prejudiced by consolidation.

10 IT IS THEREFORE ORDERED that **Docket Nos. SW-20492A-06-0766 and SW-02573A-**
11 **07-0650 are hereby consolidated.**

12 IT IS FURTHER ORDERED that **the hearing in the consolidated dockets shall be**
13 **rescheduled to commence on March 13, 2008, at 10:00 a.m.,** at the offices of the Commission,
14 1200 West Washington, Phoenix, Arizona 85007.

15 IT IS FURTHER ORDERED that **the procedural schedule established in the December**
16 **19, 2007, Procedural Order shall be amended in accordance with Staff's request, as follows:**

17	Mailing/Publication of Notice	February 7, 2008
18	Staff Report Filing	February 7, 2008
19	Intervention/Objections to Staff Report	February 19, 2008
20	Filing Certification of Mailing/Publication	February 29, 2008
21	Objections to Intervention	February 29, 2008

22 IT IS FURTHER ORDERED that, **for purposes of mailing and publication of notice,**
23 **Kings Ranch shall insert the appropriate amended dates prior to mailing and publication.**

24 IT IS FURTHER ORDERED that in all other respects, the December 19, 2007, Procedural
25 Order shall remain in full force and effect.

26 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
27 Communications) continues to apply to this consolidated proceeding.

28 IT IS FURTHER ORDERED that all parties must comply with Rule 33 (c) and (d) of the
Rules of the Arizona Supreme Court with respect to practice of law and admission *pro hac vice*.

1 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
2 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
3 Rules of the Arizona Supreme Court). Representation before the Commission includes the obligation
4 to appear at all hearings and procedural conferences, as well as all Open Meetings for which the
5 matter is scheduled for discussion, unless counsel has previously been granted permission to
6 withdraw by the Administrative Law Judge.

7 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
8 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
9 hearing.

10 DATED this 3rd day of January, 2008.

11
12
13 

14 DWIGHT D. NODES
15 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

16
17 Copies of the foregoing mailed/delivered
18 this 3rd day of January, 2008 to:

19 Philip Albins
20 KINGS RANCH UNIT II
21 TREATMENT PLANT
22 P.O. Box 109
23 Black Canyon City, Arizona 85324

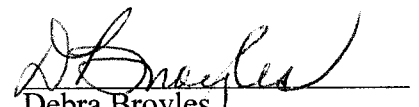
Ernest G. Johnson, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

24 Virginia Gray
25 KINGS RANCH UNIT II WASTEWATER
26 IMPROVEMENT DISTRICT
27 P.O. Box 1555
28 Black Canyon City, Arizona 85324

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By:


Debra Broyles
Secretary to Dwight D. Nodes